

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

NEW ENGLAND CENTRAL RAILROAD, INC.,
Plaintiff,

v.

SPRINGFIELD TERMINAL RAILWAY
COMPANY and BOSTON AND MAINE
CORPORATION,
Defendants

Civil Action No.: 04-30235-MAP

**PLAINTIFF'S ASSENTED TO MOTION TO EXTEND TIME TO OPPOSE THE
DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

The plaintiff, New England Central Railroad, Inc., hereby moves, with the assent of the defendant, that it be allowed an additional four (4) days by which to file its opposition to the defendants' *Motion for Summary Judgment*, dated March 23, 2007, Document No. 59. Due to circumstances involving both personal and professional matters, counsel has been unable to properly prepare the *Opposition* to this *Motion*. These matters also required counsel to travel out of state for several days over the last few weeks. Counsel gives all assurances that a grant of this motion will have no effect on the other scheduling dates already established in this matter, including the hearing on these motions scheduled for May 17, 2007.

The plaintiff will have its opposition filed with the court no later than close of business on Tuesday, April 24, 2007.

Respectfully submitted,
NEW ENGLAND CENTRAL RAILROAD, INC.,
by its attorneys,

/s/ Michael B. Flynn

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DATED: April 18, 2007

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